

1 Ramon Rossi Lopez - rlopez@lopezmchugh.com
(California Bar Number 86361; admitted *pro hac vice*)
2 Lopez McHugh LLP
100 Bayview Circle, Suite 5600
3 Newport Beach, California 92660
949-812-5771

4 Mark Stephen O'Connor (011029) – mark.oconnor@gknet.com
5 Gallagher & Kennedy, P.A.
2575 East Camelback Road
6 Phoenix, Arizona 85016-9225
602-530-8000

7 Julia Reed Zaic, Esq. – julia@hrzlaw.com
8 (California Bar Number 224671; admitted *pro hac vice*)
Laura Smith, Esq.
9 (California Bar Number 313879; admitted *pro hac vice*)
Heaviside Reed Zaic
10 312 Broadway, Suite 203
Laguna Beach, California 92660
11 949-715-5120

12 *Counsel for Plaintiffs*

13 UNITED STATES DISTRICT COURT

14 DISTRICT OF ARIZONA

15 In Re Bard IVC Filters Products
16 Liability Litigation

No. MD-15-02641-PHX-DGC

17 **JOINT MOTION TO EXTEND**
18 **ALLOTTED TIME FOR SEALING**
19 **DOCUMENTS RELATED TO**
20 **PLAINTIFFS' NOTICE OF LODGING**
21 **DOCUMENTS UNDER SEAL FOR**
22 **PLAINTIFFS' CONTROVERTING**
23 **STATEMENT OF FACTS IN**
24 **OPPOSITION TO BARD'S MOTION**
25 **FOR SUMMARY JUDGMENT**
26 **REGARDING PREEMPTION**

23 Parties submit this Joint Motion to Extend Time Allotted for Sealing Documents
24 Related to Plaintiffs' Notice of Lodging Documents Under Seal for Plaintiffs'
25 Controverting Statement of Facts In Opposition to Bard's Motion for Summary Judgment
26 Regarding Preemption [Doc. 7374].

27 Plaintiffs failed to lodge with the Court the exhibits associated with Dr. Kessler's
28 Second Supplemental Report (Exhibit 3). Plaintiffs file concurrently with this Motion a

1 Verified Notice of Errata to Plaintiffs' Controverting Statement of Facts in Opposition to
2 Bard's Motion for Summary Judgment Regarding Preemption and will lodge the
3 substituted Exhibit 3 to Plaintiffs' Controverting Statement of Facts In Opposition to
4 Bard's Motion for Summary Judgment Regarding Preemption [Doc. 7374] in accordance
5 with Protective Order and LRCiv 5.6(d).

6 The parties stipulate to extend the allotted fifteen (15) day requirement, as defined
7 in the Protective Order [Doc. 260-1] and consistent with LRCiv 5.6(d), to allow
8 Defendants to review the additional exhibits to be lodged under seal. Parties have agreed
9 to an extension of one (1) week with a due date of Friday, September 22nd.

10 RESPECTFULLY SUBMITTED this 15th day of September 2017.

11 GALLAGHER & KENNEDY, P.A.

12 By: /s/ Mark S. O'Connor

13 Mark S. O'Connor
14 2575 East Camelback Road
Phoenix, Arizona 85016-9225

15 LOPEZ McHUGH LLP

16 Ramon Rossi Lopez (CA Bar No. 86361)
17 (admitted *pro hac vice*)
100 Bayview Circle, Suite 5600
Newport Beach, California 92660

18 HEAVISIDE REED ZAIC

19 Julia Reed Zaic, Esq. (CA Bar No. 224671)
20 (admitted *pro hac vice*)
21 Laura Smith, Esq. (CA Bar No. 313879)
(admitted *pro hac vice*)
312 Broadway, Suite 203
Laguna Beach, California 92660

22 *Counsel for Plaintiffs*

23 NELSON MULLINS, LLP

24 By: /s/ Richard B. North, Jr.

25 Richard B. North, Jr. (admitted *pro hac vice*)
26 Georgia Bar No. 545599
27 Matthew B. Lerner (admitted *pro hac vice*)
28 Georgia Bar No. 446986
201 17th Street, NW / Suite 1700
Atlanta, GA 30363

1 SNELL WILMER, LLP

2 James R. Condo

3 Amanda C. Sheridan

4 One Arizona Center

5 400 E. Van Buren, Suite 1900

6 Phoenix, Arizona 85004-2202

7
8 *Counsel for C. R. Bard, Inc. and Bard*
9 *Peripheral Vascular, Inc.*

10 **CERTIFICATE OF SERVICE**

11 I hereby certify that on this 15th day of September 2017, I electronically transmitted
12 the attached document to the Clerk's Office using the CM/ECF System for filing and
13 transmittal of a Notice of Electronic Filing.

14 /s/ Deborah Yanazzo